

## **IN THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application. An identifier indicating the status of each claim is provided.

### **Listing of Claims**

1. (Currently Amended) A broadcast program recording and playing apparatus comprising:

program management means for managing a database that stores program information for broadcast programs;

transmission means for transmitting the program information stored in the database to an electronic apparatus using wireless communication;

control means for controlling, recording and playing broadcast programs in accordance with received selection information;

determination means for determining whether the selection information indicates information that has been recorded previously by the apparatus having functions of recording and playing broadcast programs and for designating a point for which to begin playback when the determination means determines the information has been recorded previously as a function of the selection information; and

switching means for switching a wireless communication unit between communication using a public circuit based on a spread spectrum communication system and short-distance wireless communication based on the spread spectrum communication system.

2. (Original) A broadcast program recording and playing apparatus according to claim 1, wherein said electronic apparatus comprises a portable terminal.
3. (Original) A broadcast program recording and playing apparatus according to claim 2, wherein said portable terminal comprises a private apparatus.
4. (Original) A broadcast program recording and playing apparatus according to claim 1, wherein the apparatus having functions of recording and playing broadcast programs comprises an audio apparatus or a video apparatus.
5. (Canceled)
6. (Original) A broadcast program recording and playing apparatus according to claim 1, wherein the wireless communication with said electronic apparatus is switched between communication using a public circuit and short-distance wireless communication.
7. (Original) A broadcast program recording and playing apparatus according to claim 6, wherein the short-distance wireless communication is based on the Bluetooth system.
8. (Original) A broadcast program recording and playing apparatus according to claim 6, wherein the short-distance wireless communication is based on an infrared

data communication system.

9. (Previously Presented) A portable terminal for recording and playing broadcast programs, comprising:

transmission means for transmitting program information stored in a database that stores the program information for broadcast programs to an electronic apparatus using wireless communication;

display means for displaying the program information obtained using said transmission means;

command transmission means for transmitting a command that controls recording and playing broadcast programs to a server that controls recording and playing performed by the apparatus;

determination means for determining whether the command indicates information that has been recorded by the apparatus having functions of recording and playing broadcast programs; and

switching means for switching a wireless communication unit between communication using a public circuit based on a spread spectrum communication system and short-distance wireless communication based on the spread spectrum communication system.

10. (Currently Amended) A portable terminal for recording and playing broadcast programs according to claim 9, wherein said ~~electronic apparatus includes said~~ portable terminal is a feature of the electronic apparatus.

11. (Original) A portable terminal for recording and playing broadcast programs according to claim 10, wherein said portable terminal comprises a private apparatus.

12. (Original) A portable terminal for recording and playing broadcast programs according to claim 9, wherein the apparatus having functions of recording and playing broadcast programs comprises an audio apparatus or a video apparatus.

13. (Canceled)

14. (Original) A portable terminal for recording and playing broadcast programs according to claim 9, wherein the wireless communication with said electronic apparatus is switched between communication using a public circuit and short-distance wireless communication.

15. (Original) A portable terminal for recording and playing broadcast programs according to claim 14, wherein the short-distance wireless communication is based on the Bluetooth system.

16. (Original) A portable terminal for recording and playing broadcast programs according to claim 14, wherein the short-distance wireless communication is based on an infrared data communication system.